

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA
DOCKET NO. 2004-90-W/S - ORDER NO. 2006-89
FEBRUARY 8, 2006

IN RE: Application of Total Environmental Solutions,) FIRST ORDER
Inc. (TESI) for Approval of an Adjustment of) ON REMAND
Rates and Charges for Water and Sewer)
Services)

This matter comes before the Public Service Commission of South Carolina (the Commission) on remand from the Circuit Court. Pursuant to Order No. 2006-51, and with the consent of the parties, the original panel consisting of Commissioners Mitchell, Moseley, and Clyburn heard oral arguments on what action should be taken as a result of the remand.

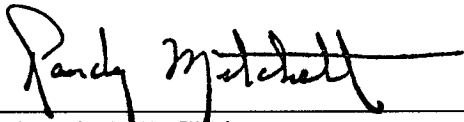
Oral arguments were held on January 24, 2006, at 11:00 a.m. in the Commission's hearing room. John F. Beach, Esquire, represented Total Environmental Solutions, Inc. (TESI), Frank R. Ellerbe, III, Esquire represented the Foxwood Hills Property Owners Association, and Wendy B. Cartledge, Esquire represented the Office of Regulatory Staff (ORS).

The arguments presented by the parties convince us that the Circuit Court expressly remanded the case for the purpose of the Commission making a determination as to an appropriate current, single operating margin for TESI, based on the existing record of this case. In order to aid us in making this determination, we hold that the parties shall file briefs and proposed orders, citing to the record, which set out what an

appropriate single and current operating margin should be. These filings shall be due thirty (30) days after the issuance of this Order.


We reserve the right to hold further oral arguments, if necessary, after the filing of the parties' documents. This Order shall remain in full force and effect until further Order of the Commission.

BY ORDER OF THE COMMISSION:



Randy Mitchell, Chairman

ATTEST:



G. O'Neal Hamilton, Vice-Chairman

(SEAL)